

RMcE  
Sacramento, CA

UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

CALIFORNIA CEMETERY AND FUNERAL  
SERVICES, LLC, d/b/a PIERCE BROTHERS  
VALHALLA MEMORIAL PARK AND  
MORTUARY, A DELAWARE LIMITED  
LIABILITY COMPANY

and

Case 31–CA–170867

ADRIAN MERCEDES VASQUEZ

ORDER APPROVING STIPULATION, GRANTING MOTION,  
AND TRANSFERRING PROCEEDING TO THE BOARD

This matter comes before the National Labor Relations Board upon the joint motion of Respondent California Cemetery and Funeral Services, LLC, d/b/a Pierce Brothers Valhalla Memorial Park and Mortuary, a Delaware Limited Liability Company and the General Counsel to waive a hearing and decision by an administrative law judge and to transfer the proceeding to the Board for a decision based on the stipulated record.<sup>1</sup>

On March 14, 2018, the General Counsel, through the Acting Regional Director for Region 31, issued an amended complaint and notice of hearing alleging that since about June 2005, and at all material times, the Respondent has maintained a Principles of Employment & Arbitration Procedures (PEAP) that interferes with employees' right to file unfair labor practice charges with the Board. The complaint further alleges that, by this conduct, the Respondent has been interfering with, restraining, and coercing

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<sup>1</sup> Charging Party Adrian Mercedes Vasquez does not oppose this motion.

employees in the exercise of the rights guaranteed in Section 7 of the Act in violation of Section 8(a)(1) of the Act.

On May 16, 2018, the parties filed a joint motion and stipulation of facts with the Board. Pursuant to Section 102.35(a)(9) of the Board's Rules and Regulations, the parties have waived a hearing before an administrative law judge and agreed to submit the record in this case directly to the Board for findings of fact, conclusions of law, and a Decision and Order. The parties have requested that the Board set a time for the filing of briefs.

The Board having considered the matter,

IT IS ORDERED that the joint motion is granted and the case is transferred to and continued before the Board in Washington, D.C., for the purpose of issuing findings of fact, conclusions of law, and a Decision and Order.

IT IS FURTHER ORDERED that the stipulated record, which consists of the joint motion and stipulation of facts, General Counsel Exhibits 1(a) through 1(aa), a statement of the issue presented, and statements of position by the Respondent and the General Counsel, is approved and made part of the record.

The parties may file initial briefs with the Board in Washington, D.C., on or before August 9, 2019, and answering briefs within 14 days thereafter in accordance with Section 102.35(a)(9) of the Board's Rules and Regulations.

Dated, Washington, D.C., July 19, 2019.

By direction of the Board:

/s/ Roxanne L. Rothschild

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Executive Secretary